

7/Election  
12/008  
1970-1255  
Down an

1970-1255

9D-DW-19893  
PATENT

7-12-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DiEnno et al.

Serial No.: 09/682,422

Filed: August 31, 2001

For: RIBBED ESCUTCHEON FOR  
APPLIANCE DOOR ASSEMBLY

Art Unit: 3637

Examiner: Gerald A. Anderson

RESPONSE TO RESTRICTION REQUIREMENT

Hon. Commissioner for Patents  
Box: NON-FEE AMENDMENT  
Washington, D.C. 20231

In response to the Office Action dated December 27, 2002, Applicants elect for prosecution in this application all claims that belong to Group I, i.e., claims 1-11.

Reconsideration of the restriction requirement imposed under 35 U.S.C. §121 is respectfully requested.

A restriction to either invention I, consisting of claims 1-11 drawn to an escutcheon, classified in class 312, subclass 257.1 or invention II, consisting of claims 12-20, drawn to a door, classified in class 49, subclass 501, was imposed. In response, Applicants elect with traverse to prosecute the invention of Group I, claims 1-11.

The requirement for election is traversed because the inventions set out by the claims in Groups I and II are clearly related. Applicants submit that a thorough search and examination of any one Group would be relevant to the examination of the other Group and would not be a


Adjustment date: 08/26/2003 EEKUBAY1  
07/14/2003 LYON11 00000008 012384 09682422  
01 FC:1255 1970.00 DA

9D-DW-19893  
PATENT

burden on the Examiner. Additionally, requirements for election are not mandatory under 35 U.S.C. §121. Accordingly, reconsideration of the election requirement is requested.

Applicants additionally elect the flat door species. Claims 1-2 and 4-9 are submitted to be the Group I claims which fall within the flat door species.

Respectfully Submitted,

  
\_\_\_\_\_  
Thomas M. Fisher  
Registration No. 47,564  
ARMSTRONG TEASDALE LLP  
One Metropolitan Square, Suite 2600  
St. Louis, Missouri 63102-2740  
(314) 621-5070

9D-DW-19893  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DiEnno et al.

Art Unit: 3637

Serial No.: 09/682,422

Examiner: Gerald A. Anderson

Filed: August 31, 2001

For: RIBBED ESCUTCHEON FOR  
APPLIANCE DOOR ASSEMBLYBox: NON-FEE AMENDMENT  
Commissioner for Patents  
Washington, D.C. 20231

## TRANSMITTAL

1. Transmitted herewith is:

Response to Restriction Requirement in response to Office Action dated  
December 27, 2002 (2 pgs.)

## STATUS

2. Applicant

Claims small entity status.

☒

is other than a small entity.

## CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is, on the date shown below, being:

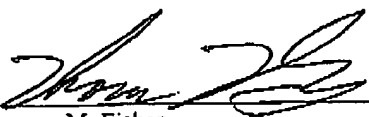
## MAILING

deposited with the United States Postal Service with  
sufficient postage as "Express Mail Post Office to  
Addressee" in an envelope addressed to: Commissioner  
for Patents, Washington, D.C. 20231.

## FACSIMILE

☒ Transmitted by facsimile to the Patent and  
Trademark Office

Date:

  
Thomas M. Fisher  
Reg. No. 47,564

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 C.F.R. 1.136  
(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension for response within:	Other than small entity Fee	Small entity Fee (if applicable)
_____ first month	\$ 110.00	\$ 55.00
_____ Second month	\$ 410.00	\$ 205.00
_____ Third month	\$ 930.00	\$ 465.00
_____ Fourth month	\$1,450.00	\$ 725.00
_____ fifth month	\$1,970.00	\$ 985.00

Fee: \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

\_\_\_\_\_ An extension of \_\_\_\_\_ months has already been secured. The fee paid therefor \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		OTHER THAN SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDITIONAL RATE FEE	OR	ADDITIONAL RATE FEE
TOTAL		MINUS		=	x \$9 = \$		x \$18 = \$
INDEP.		MINUS		=	x \$42 = \$		x \$84 = \$
	FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$140 = \$		+ \$280 = \$
					TOTAL ADDITIONAL FEE \$	OR	TOTAL ADDITIONAL FEE \$

- (a) ☒ No additional fee for claims is required.

OR

- (b) \_\_\_\_\_ Total additional fee for claims required \$

**FEE PAYMENT**

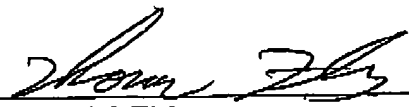
5. \_\_\_\_\_ Attached is a check in the sum of \$ \_\_\_\_\_  
 \_\_\_\_\_ Charge Deposit Account No. 01-2384 the sum of \$  
 A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6. ☒ If any additional extension and/or fee is required, charge Deposit Account No. 01-2384.

AND/OR

- ☒ If any additional fee for claims is required, charge Deposit Account No. 01-2384.
7. \_\_\_\_\_ Other:

  
 Thomas M. Fisher  
 Reg. No. 47,564  
 ARMSTRONG TEASDALE LLP  
 One Metropolitan Square, Suite 2600  
 St. Louis, MO 63102-2740  
 (314) 621-5070